

IN THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

FILED  
CLERK OF U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
2003 JUL 21 PM 2:50

IN RE:

HECTOR, EMMA S.

DEBTOR

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§  
§  
§  
§  
§

CASE NO. 01-10439

CHAPTER 7

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND  
REPORT OF PROPOSED DISTRIBUTION**

Daniel Jacob Goldberg, the Trustee of the estate of the above-named Debtor, hereby certifies under penalty of perjury, to the Court and to the United States Trustee that the Trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the Court. The Trustee hereby applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

Wherefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: 4-21-03

  
Daniel Jacob Goldberg  
Trustee

**REVIEWED BY THE UNITED STATES TRUSTEE**

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: 7-11-03

By: 

**IN THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

**IN RE:  
HECTOR, EMMA S.  
DEBTOR**

§ **CASE NO. 01-10439**  
§ **CHAPTER 7**  
§

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND  
APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and estate property record. Any property scheduled under 11 U.S.C § 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate case receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that the after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U.S. Trustee, the Trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Date: 4-21-03

  
Daniel Jacob Goldberg, Trustee

Case Name: **HECTOR, EMMA S.**  
Case Number: **01-10439**

Final Report as of: April 21, 2003

**SCHEDULE A-1**

A. Receipts	\$72,606.87
B. Disbursements	
1. Secured Creditors	\$0.00
2. Administrative	\$44,140.34
3. Priority	\$0.00
4. Other	\$0.00
 TOTAL DISBURSEMENTS	 \$44,140.34
 BALANCE ON HAND:	 \$28,466.53

# **FORM 1** **INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT** **ASSET CASES**

Page No: 1

Case No.: 01-10439  
Case Name: HECTOR, EMMA S.  
For the Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Date Filed (f) or Converted (c): 03/06/2001 (f)  
\$341(a) Meeting Date: 04/20/2001  
Claims Bar Date: 07/30/2001

Ref. #	Asset Description (S, H, and Unencumbered (U) Property)	Particular (Unencumbered Value)	Estimated Net V. use (Value Determined by Trustee, Less Liens, Deductions, and Other Costs)	Property Abandoned O.A. - 554(a) abandoned D.A. - 554(c) abandoned	State/D. and Recovery by the Estate	Asset Fully Administered (FAV) Gross Value of Remaining Asset
1	1 Acres of land with ouse off FM 1012 Jamestown on CR Road 1022 at Rt 3 Box 421, Newton, TX	\$32,000.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
2	Jasper Bank Center Acct #4702689	\$254.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
3	First State Bank Acct #319014	\$110.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
4	Living room	\$300.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
5	Dining room	\$300.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
6	Bedroom suite	\$300.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
7	Television	\$200.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
8	Stereo	\$150.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
9	VCR	\$150.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
10	Washer/dryer	\$350.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
11	Refrigerator	\$350.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
12	Stove/oven	\$400.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					
13	Miscellaneous (wearing apparel)	\$500.00	\$0.00	DA	\$0.00	FA
Asset Notes:	claimed exempt					

# **FORM 1** **INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT** **ASSET CASES**

Page No: 2

Case No.: 01-10439  
Case Name: HECTOR, EMMA S.  
For the Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Date Filed (f) or Converted (c): 03/06/2001 (f)  
\$341(a) Meeting Date: 04/20/2001  
Claims Bar Date: 07/30/2001

	1	2	3	4	5	6	
	Asset Description (Specified and Unspecified (a) Property)	Current/Unspecified Value	Estimated Net Value (Value Determined by Trustee, Loan Earnings, Dividends, and Other Costs)	Property Absorbed (a) (b) (c) (d) (e) (f) (g) (h) (i) (j) (k) (l) (m) (n) (o) (p) (q) (r) (s) (t) (u) (v) (w) (x) (y) (z) (aa) (ab) (ac) (ad) (ae) (af) (ag) (ah) (ai) (aj) (ak) (al) (am) (an) (ao) (ap) (aq) (ar) (as) (at) (au) (av) (aw) (ax) (ay) (az) (ba) (bb) (bc) (bd) (be) (bf) (bg) (bh) (bi) (bj) (bk) (bl) (bm) (bn) (bo) (bp) (bq) (br) (bs) (bt) (bu) (bv) (bw) (bx) (by) (bz) (ca) (cb) (cc) (cd) (ce) (cf) (cg) (ch) (ci) (cj) (ck) (cl) (cm) (cn) (co) (cp) (cq) (cr) (cs) (ct) (cu) (cv) (cw) (cx) (cy) (cz) (da) (db) (dc) (dd) (de) (df) (dg) (dh) (di) (dj) (dk) (dl) (dm) (dn) (do) (dp) (dq) (dr) (ds) (dt) (du) (dv) (dw) (dx) (dy) (dz) (ea) (eb) (ec) (ed) (ee) (ef) (eg) (eh) (ei) (ej) (ek) (el) (em) (en) (eo) (ep) (eq) (er) (es) (et) (eu) (ev) (ew) (ex) (ey) (ez) (fa) (fb) (fc) (fd) (fe) (ff) (fg) (fh) (fi) (fj) (fk) (fl) (fm) (fn) (fo) (fp) (fq) (fr) (fs) (ft) (fu) (fv) (fw) (fx) (fy) (fz) (ga) (gb) (gc) (gd) (ge) (gf) (gg) (gh) (gi) (gj) (gk) (gl) (gm) (gn) (go) (gp) (gq) (gr) (gs) (gt) (gu) (gv) (gw) (gx) (gy) (gz) (ha) (hb) (hc) (hd) (he) (hf) (hg) (hh) (hi) (hj) (hk) (hl) (hm) (hn) (ho) (hp) (hq) (hr) (hs) (ht) (hu) (hv) (hw) (hx) (hy) (hz) (ia) (ib) (ic) (id) (ie) (if) (ig) (ih) (ii) (ij) (ik) (il) (im) (in) (io) (ip) (iq) (ir) (is) (it) (iu) (iv) (iw) (ix) (iy) (iz) (ja) (jb) (jc) (jd) (je) (jf) (jg) (jh) (ji) (jj) (jk) (jl) (jm) (jn) (jo) (jp) (jq) (jr) (js) (jt) (ju) (jv) (jw) (jx) (jy) (jz) (ka) (kb) (kc) (kd) (ke) (kf) (kg) (kh) (ki) (kj) (kk) (kl) (km) (kn) (ko) (kp) (kq) (kr) (ks) (kt) (ku) (kv) (kw) (kx) (ky) (kz) (la) (lb) (lc) (ld) (le) (lf) (lg) (lh) (li) (lj) (lk) (ll) (lm) (ln) (lo) (lp) (lq) (lr) (ls) (lt) (lu) (lv) (lw) (lx) (ly) (lz) (ma) (mb) (mc) (md) (me) (mf) (mg) (mh) (mi) (mj) (mk) (ml) (mm) (mn) (mo) (mp) (mq) (mr) (ms) (mt) (mu) (mv) (mw) (mx) (my) (mz) (na) (nb) (nc) (nd) (ne) (nf) (ng) (nh) (ni) (nj) (nk) (nl) (nm) (nn) (no) (np) (nq) (nr) (ns) (nt) (nu) (nv) (nw) (nx) (ny) (nz) (oa) (ob) (oc) (od) (oe) (of) (og) (oh) (oi) (oj) (ok) (ol) (om) (on) (oo) (op) (oq) (or) (os) (ot) (ou) (ov) (ow) (ox) (oy) (oz) (pa) (pb) (pc) (pd) (pe) (pf) (pg) (ph) (pi) (pj) (pk) (pl) (pm) (pn) (po) (pp) (pq) (pr) (ps) (pt) (pu) (pv) (pw) (px) (py) (pz) (qa) (qb) (qc) (qd) (qe) (qf) (qg) (qh) (qi) (qj) (qk) (ql) (qm) (qn) (qo) (qp) (qq) (qr) (qs) (qt) (qu) (qv) (qw) (qx) (qy) (qz) (ra) (rb) (rc) (rd) (re) (rf) (rg) (rh) (ri) (rj) (rk) (rl) (rm) (rn) (ro) (rp) (rq) (rr) (rs) (rt) (ru) (rv) (rw) (rx) (ry) (rz) (sa) (sb) (sc) (sd) (se) (sf) (sg) (sh) (si) (sj) (sk) (sl) (sm) (sn) (so) (sp) (sq) (sr) (ss) (st) (su) (sv) (sw) (sx) (sy) (sz) (ta) (tb) (tc) (td) (te) (tf) (tg) (th) (ti) (tj) (tk) (tl) (tm) (tn) (to) (tp) (tq) (tr) (ts) (tt) (tu) (tv) (tw) (tx) (ty) (tz) (ua) (ub) (uc) (ud) (ue) (uf) (ug) (uh) (ui) (uj) (uk) (ul) (um) (un) (uo) (up) (uq) (ur) (us) (ut) (uu) (uv) (uw) (ux) (uy) (uz) (va) (vb) (vc) (vd) (ve) (vf) (vg) (vh) (vi) (vj) (vk) (vl) (vm) (vn) (vo) (vp) (vq) (vr) (vs) (vt) (vu) (vv) (vw) (vx) (vy) (vz) (wa) (wb) (wc) (wd) (we) (wf) (wg) (wh) (wi) (wj) (wk) (wl) (wm) (wn) (wo) (wp) (wq) (wr) (ws) (wt) (wu) (wv) (ww) (wx) (wy) (wz) (xa) (xb) (xc) (xd) (xe) (xf) (xg) (xh) (xi) (xj) (xk) (xl) (xm) (xn) (xo) (xp) (xq) (xr) (xs) (xt) (xu) (xv) (xw) (xx) (xy) (xz) (ya) (yb) (yc) (yd) (ye) (yf) (yg) (yh) (yi) (yj) (yk) (yl) (ym) (yn) (yo) (yp) (yq) (yr) (ys) (yt) (yu) (yv) (yw) (yx) (yy) (yz) (za) (zb) (zc) (zd) (ze) (zf) (zg) (zh) (zi) (zj) (zk) (zl) (zm) (zn) (zo) (zp) (zq) (zr) (zs) (zt) (zu) (zv) (zw) (zx) (zy) (zz)	Asset Notes	Interest Earned	Asset Value at Reporting Date
14	YES IRA Community Bank	\$2,234.00	\$0.00	DA	\$0.00	FA	
Asset Notes: claimed exempt							
15	Phen-fen Lawsuit	\$16,150.00	\$0.00		\$36,209.67	FA	
16	Phen-fen lawsuit	\$5,636.00	\$0.00		\$36,209.67	FA	
17	1991 Cadillac Fleetwood	\$2,000.00	\$0.00	DA	\$0.00	FA	
Asset Notes: claimed exempt							
INT	Interest Earned	(u)	Unknown	Unknown	\$187.53	FA	

TOTALS (Excluding unknown value)

Unknown

\$72,606.87

Gross Value of Remaining Assets

\$0.00

Major activities affecting case closing:

Initial Projected Date Of Final Report (TFR): 12/31/2003

Current Projected Date Of Final Report (TFR): 12/31/2003

## FORM 2

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 1

Case No. 01-10439  
Case Name: HECTOR, EMMA S.  
Taxpayer ID #: 76-6177473  
For Period Beginning: 3/6/2001  
For Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Checking Acct #: 8010110439  
Account Title: Checking  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

1	2	3	4	5	6	7	8	9
Transaction Date	Check or Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance	
05/14/2002		Transfer From Money Market #8020110439	Per Order Approving Compromise & Settlement, filed 3/26/02.	9999-000	\$21,876.00		\$21,876.00	
05/14/2002	1	Emma S. Hector and Attorney, Richard Lammack	Per Order Approving Compromise and Settlement With American Home Products, Filed on 3/26/02.	2990-000		\$21,876.00		\$0.00
11/18/2002		Transfer From Money Market #8020110439	Per Order Granting Compensation & Reimbursement of Expenses to Richard Lammack, Special Counsel.	9999-000	\$21,185.09		\$21,185.09	
11/18/2002	2	Richard Lammack, Attorney	Per Order Granting Compensation & Reimbursement of Expenses, signed 1-9-21-02.	*		\$21,185.09		\$0.00
			Special Counsel for Trustee Fees		3210-600		\$19,572.16	
			Special Counsel for Trustee Expenses		3220-610		\$1,612.93	
04/03/2003		Transfer From Acct#8020110439	Per Order to Pay Accountant signed 3-3-03.	9999-000	\$1,079.25		\$1,079.25	
04/03/2003	3	Smith & Henault, PC	Per Order to Pay Accountant signed on 3-03-2003.	3410-000		\$1,079.25		\$0.00
04/10/2003		Transfer from: Money Market # 8020110439	Transfer to Close Account	9999-000	\$28,466.53		\$28,466.53	

SUBTOTALS

\$72,606.87

\$44,140.34

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 01-10439  
Case Name: HECTOR EMMA S.  
Taxpayer ID #: 26-6177473  
For Period Beginning: 3/6/2001  
For Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Checking Acct #: 8010110439  
Account Title: Checking  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

1 Transaction Date	2 Check or Ref. #	3 Paid to/ Received From	4 Description of Transaction	Uniform Trans Code	7 Deposit \$	8 Disbursement \$	9 Balance
TOTALS:					\$72,606.87	\$44,140.34	\$28,466.53
Less: Bank transfers/CDs					\$72,606.87	\$0.00	
Subtotal					\$0.00	\$44,140.34	
Less: Payments to debtors					\$0.00	\$0.00	
Net					\$0.00	\$44,140.34	

For the period of 3/6/2001 to 4/21/2003

Total Compensable Receipts: \$0.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$0.00  
Total Internal/Transfer Receipts: \$72,606.87  
  
Total Compensable Disbursements: \$44,140.34  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$44,140.34  
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the account between 04/29/2002 to 4/21/2003

Total Compensable Receipts: \$0.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$0.00  
Total Internal/Transfer Receipts: \$72,606.87  
  
Total Compensable Disbursements: \$44,140.34  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$44,140.34  
Total Internal/Transfer Disbursements: \$0.00

## FORM 2

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 3

Case No. 01-10439  
Case Name: HECTOR, EMMA S.  
Taxpayer ID #: 16-617473  
For Period Beginning: 3/6/2001  
For Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Money Market Acct #: 8020110439  
Account Title: Money Market  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

1 Transaction Date	2 Check or Ref. #	3 Paid to/ Received From	4 Description of Transaction	Uniform Trans Code	7 Deposit \$	8 Disbursement \$	9 Balance
04/29/2002		Diet Drug Litigation Trust	Law Firm: O'Quinn, Lammack & Pirtle. Phen-Fen Lawsuit-Emma Hector.	*	\$70,000.00		\$70,000.00
{15}				1290-000	\$35,000.00		
{16}				Other Receipts			
{15}				1290-000	\$35,000.00		
{16}				Other Receipts			
{15}				1290-000	\$35,000.00		
05/14/2002		Transfer To Checking #8010110439	Par Order Approving Compromise & Settlement, filed 3/26/02.	9999-000		\$21,876.00	\$48,124.00
05/31/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$31.63		\$48,155.63
06/28/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$17.81		\$48,173.44
07/24/2002		John M. O'Quinn & Associates, LLP	Amount represents Overpayment to O'Quinn lawfirm in connection with reimbursement of its litigation expenses and attorney fees in Ms. Hector's personal injury lawsuit.	*	\$90.00		\$48,263.44
{15}				1290-000	\$45.00		
{16}				Other Receipts			
{15}				1290-000	\$45.00		
07/31/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$18.42		\$48,281.86
08/09/2002		John M. O'Quinn & Associates, LLP	Check #045139; Phen Phen Lawsuit.	*	\$2,329.34		\$50,611.20
{15}				1290-000	\$1,164.67		
{16}				Other Receipts			
{15}				1290-000	\$1,164.67		
08/30/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$19.03		\$50,630.23
09/30/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$18.73		\$50,648.96
10/31/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$19.36		\$50,668.32
11/18/2002		Transfer To Checking #8010110439	Per Order Granting Compensation & Reimbursement of Expenses to Richard Lammack, Special Counsel.	9999-000		\$21,185.09	\$29,483.23
SUBTOTALS					\$72,544.32	\$43,061.09	



# **FORM 2** **CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No. 01-10439  
Case Name: HECTOR, EMMA S.  
Taxpayer ID #: 76-6177473  
For Period Beginning: 3/6/2001  
For Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
Bank Name: Sterling Bank  
Money Market Acct #: 8020110439  
Account Title: Money Market  
Blanket bond (per case limit): \$300,000.00  
Separate bond (if applicable):

1 Transaction Date	2 Check or Ref. #	3 Paid to/ Received from	4 Description of Transaction	Uniform Tran Code	7 Deposit \$	8 Disbursement \$	9 Balance
11/29/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$15.34		\$29,498.57
12/31/2002	(INT)	Sterling Bank	Interest Earned	1270-000	\$11.27		\$29,509.84
01/31/2003	(INT)	Sterling Bank	Interest Earned For January	1270-000	\$11.28		\$29,521.12
02/28/2003	(INT)	Sterling Bank	Interest Earned For February	1270-000	\$10.19		\$29,531.31
03/31/2003	(INT)	Sterling Bank	Interest Earned For March	1270-000	\$11.29		\$29,542.60
04/03/2003		Transfer To Acct#8010110439	Per Order to Pay Accountant signed 3-3-03.	9999-000		\$1,079.25	\$28,463.35
04/10/2003	(INT)	Sterling Bank	Interest posted as of 4/10/2003	1270-000	\$3.18		\$28,466.53
04/10/2003		Transfer To: Checking # 8010110439	Transfer to Close Account	9999-000		\$28,466.53	\$0.00

**TOTALS:** \$72,606.87 \$72,606.87 \$0.00 \$72,606.87 \$0.00 \$0.00 \$0.00  
Less: Bank transfers/CDs \$0.00  
Subtotal \$72,606.87  
Less: Payments to debtors \$0.00  
Net \$72,606.87 \$0.00

For the period of 3/6/2001 to 4/21/2003

For the entire history of the account between 04/29/2002 to 4/21/2003

Total Compensable Receipts: \$72,606.87  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$72,606.87  
Total Internal/Transfer Receipts: \$0.00  
Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$0.00  
Total Internal/Transfer Disbursements: \$72,606.87

Total Compensable Receipts: \$72,606.87  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$72,606.87  
Total Internal/Transfer Receipts: \$0.00  
Total Compensable Disbursements: \$0.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$0.00  
Total Internal/Transfer Disbursements: \$72,606.87

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 01-10439  
 Case Name: HECTOR, EMMA S.  
 Taxpayer ID #: 76-6177473  
 For Period Beginning: 3/6/2001  
 For Period Ending: 4/21/2003

Trustee Name: Daniel Jacob Goldberg  
 Bank Name: Sterling Bank  
 Money Market Acct #: 8020110439  
 Account Title: Money Market  
 Blanket bond (per case limit): \$300,000.00  
 Separate bond (if applicable):

1	2	3	4	5	6	7	8	9
Transaction Date	Check or Ref. #	Paid to/Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance	

TOTAL - ALL ACCOUNTS

NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
\$72,606.87	\$44,140.34	\$28,466.53

For the period of 3/6/2001 to 4/21/2003

Total Compensable Receipts: \$72,606.87  
 Total Non-Compensable Receipts: \$0.00  
 Total Comp/Non Comp Receipts: \$72,606.87  
 Total Internal/Transfer Receipts: \$72,606.87

Total Compensable Disbursements: \$44,140.34  
 Total Non-Compensable Disbursements: \$0.00  
 Total Comp/Non Comp Disbursements: \$44,140.34  
 Total Internal/Transfer Disbursements: \$72,606.87

For the entire history of the case between 03/06/2001 to 4/21/2003

Total Compensable Receipts: \$72,606.87  
 Total Non-Compensable Receipts: \$0.00  
 Total Comp/Non Comp Receipts: \$72,606.87  
 Total Internal/Transfer Receipts: \$72,606.87

Total Compensable Disbursements: \$44,140.34  
 Total Non-Compensable Disbursements: \$0.00  
 Total Comp/Non Comp Disbursements: \$44,140.34  
 Total Internal/Transfer Disbursements: \$72,606.87

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

---

**In Re:**

Emma S. Hector

**Bankruptcy**

**Case:**

Chapter 7

01-10439

bp

**Debtor(s):**

---

**BILL OF COURT COSTS**

---

**TO: Daniel Goldberg**  
**2 Riverway, Suite 700**  
**Houston , TX 77056-1918**

**DEFERRED ADVERSARY FILING FEES**

0 Chapter 7 Adversary Proceeding(s) filed @ \$150.00 each.

**\$0.00**

**TOTAL AMOUNT DUE**

**\$0.00**

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: **February 18, 2003**

JAMES D. TOKOPH  
Clerk of Court

BY: Sandey Morris

Deputy Clerk

34

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2003 FEB 18 PM 4:41  
CLERK, U.S. BANKRUPTCY  
COURT  
BY \_\_\_\_\_ DEPUTY

**EOD**

OCT 21 2002

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT

02 OCT 21 PM 3:07

U.S. BANKRUPTCY COURT

IN RE:

**EMMA S. HECTOR**

**Debtor**

§  
§  
§  
§  
§

**Case No.**

BY \_\_\_\_\_ DEPUTY  
**01-10439**

**Chapter 7**

**ORDER GRANTING COMPENSATION AND REIMBURSEMENT OF EXPENSES TO  
RICHARD LAMINACK OF THE LAW FIRM OF O'QUINN, LAMINACK & PIRTLE**

CAME ONTO BE HEARD the Fee Application filed in this matter by Daniel Jacob Goldberg, the Chapter 7 Trustee, on behalf of Mr. Richard Laminack of the Law Firm of O'Quinn, Laminack & Pirtle in the above referenced case. The Court finds the Application was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate Twenty (20) Day Negative Notice Language, pursuant to Local Rule of Bankruptcy Procedure 9007, which directed any party opposed to the granting of the relief sought by the Application to file a written response within twenty (20) days or the Application would be deemed by the Court to be unopposed. The Court finds that no objection or other written response to the Application has been timely filed by any party. Due to the failure of any party to file a timely written response, the Application stands unopposed;

AND THE COURT, having reviewed said Application finds that good cause exists for the entry of the following Order;

IT IS THEREFORE ORDERED that the Application for Compensation of Mr. Richard Laminack of the Law Firm of O'Quinn, Laminack & Pirtle be **Granted**, and that Mr. Richard Laminack of the Law Firm O'Quinn, Laminack & Pirtle is hereby Awarded Total Compensation

Fees in the amount of \$19,572.16 and Total Expenses in the amount of \$1,612.93, for a total of \$21,185.09 to be paid by the Estate as stated in the Application filed.

Signed this the 21<sup>st</sup> day of October, 2002.

A handwritten signature in cursive script, appearing to read "Bill Parker", written over a horizontal line.

BILL PARKER  
UNITED STATES BANKRUPTCY JUDGE

EOD

MAR - 5 2003

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

2003 MAR -5 PM 2:03

IN RE:  
EMMA S. HECTOR

DEBTOR

§  
§  
§  
§

CASE NO. 01-10439  
Chapter 7

CLERK, U.S. BANKRUPTCY  
COURT

BY \_\_\_\_\_ DEPUTY

ORDER ALLOWING COMPENSATION TO ACCOUNTANTS,  
SMITH & HENAULT, P.C.

On or about February 12, 2003, the Motion for Allowance of Compensation to the accounting firm of Smith & Henault, P.C., (the "Motion") was filed by Daniel J. Goldberg (the "Movant") on behalf of Smith & Henault, P.C., Certified Public Accountants, in the above-referenced case. The Court finds that the Motion was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate twenty (20) day negative notice language, pursuant to Local Rule of Bankruptcy Procedure 9007, which directed any party opposed to the granting of the relief sought by the Motion to file a written response within twenty (20) days or the Motion would be deemed by the Court to be unopposed. The Court finds that no objection or other written response to the Motion has been timely filed by any party. Due to the failure of any party to file a timely written response, the allegations contained in the Motion stand unopposed and,

*upon the Court's review of the Application,*

therefore, the Court finds that good cause exists for the entry of the following order.

**IT IS THEREFORE ORDERED** that the Trustee be authorized to pay James P. Smith, Certified Public Accountant, the sum and amount of ONE THOUSAND SEVENTY-NINE AND 25/100 DOLLARS (\$1,079.25), for services rendered to the Trustee in connection with the Bankruptcy Estate of Emma S. Hector; and that the same shall be taxed as an administrative expense in the proceeding.

Dated: MAR 3 2003

A handwritten signature in cursive script, appearing to read "Bill Tucker", written over a horizontal line.

UNITED STATES BANKRUPTCY JUDGE

## SCHEDULE B

### APPLICATION FOR COMPENSATION

Case Name: **HECTOR, EMMA S.**

Case Number: **01-10439**

#### COMPUTATION OF COMMISSIONS

Receipts	\$	69,653.06	25.00% of First \$5,000.00	\$	1,250.00
Less		-\$5,000.00	(\$1,250.00 Max)		
Balance	\$	64,653.06	10.00% of Next \$45,000.00	\$	4,500.00
Less		-\$45,000.00	(\$4,500.00 Max)		
Balance	\$	19,653.06	5.00% of Next \$950,000.00	\$	982.65
Less		-	(\$47,500.00 Max)		
		\$950,000.00			
Balance	\$	0.00	3.00% of Balance	\$	0.00
TOTAL COMPENSATION REQUESTED					\$ 6,732.65

#### TRUSTEE EXPENSES:

Copies	\$328.50
Phone	\$12.50
Clerical	\$217.50
Para Legal	\$1,027.00
Postage	\$94.31
Supplies	\$7.00
Fax	\$79.00

Total Unreimbursed  
Expenses: **\$1,765.81**

RECORDS: ☒ Trustee did not take possession of business or personal records of Debtor.  
Notice given Debtor on \_\_\_\_\_ to pick up business or personal records in  
hands of Trustee.



**THE STATE OF TEXAS**

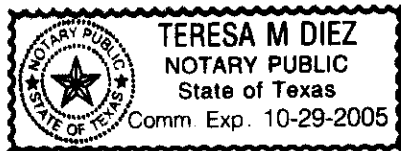
**COUNTY OF HARRIS**

BEFORE ME, the undersigned authority on this date personally appeared Daniel Jacob Goldberg, and under oath stated the following:

"I, Daniel Jacob Goldberg, am the duly appointed Trustee in HECTOR, EMMA S. bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341(a) meeting. I reviewed additional documents provided at my request. I collected assets and reviewed claims. I hired a Certified Public Accountant and filed tax returns on behalf of the estate. I employed Special Counsel and filed appropriate documents to approve settlement. I monitored estate, and had several conferences and correspondence with the debtor's attorney, accountant, and special counsel. Further, I performed all other numerous duties of a Trustee, including, but not limited to, Preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.

  
\_\_\_\_\_  
Daniel Jacob Goldberg, Trustee

SWORN TO AND SUBSCRIBED TO before me on this the 21<sup>ST</sup> day of  
APRIL 2003.



  
\_\_\_\_\_  
Notary Public, The State of Texas

***Ross, Banks, May, Cron & Cavin, P.C.***  
***Secretarial/Paralegal Time Sheet***

CH. 7 TRUSTEE - DANIEL J. GOLDBERG

File #: April 7, 2003  
B01-10439

Re: HECTOR, EMMA S.

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Oct-15-01	Draft Application to Employ Richard Laminack; Affidavit of Special Counsel; Exhibits; Matrix; and Order thereon for filing with the court.	1.60	104.00	TMD
Oct-18-01	Re-fax Letter to Laminack to execute affidavit.	0.30	4.50	TMD
Jan-10-02	Letter to O'Quinn Laminack & Pirtle re exempt amount of settlement and request for figures.	0.30	4.50	TMD
Jan-31-02	Call to Traci Molter to get status on settlement.	0.30	4.50	TMD
Feb-01-02	Fax to Traci Molter re Motion Approve Compromise and Settlement.	0.20	3.00	TMD
Feb-01-02	Call from T Molter, she lost Motion; told her I would refax and she will have attorney sign on Monday; Laminack not in office today.	0.30	4.50	TMD
Feb-19-02	Fax to Traci Molter; and Letter re request for figures on fees and expenses.	0.40	6.00	TMD
Feb-20-02	Call from Traci Molter responding to our fax. She is sending her staff a second memo requesting they supply her with the fees and expense figures needed to file the fee app.	0.30	4.50	TMD
Feb-21-02	Draft Motion to Approve Settlement and Compromise Controversy with American Home Products; Matrix; and Order Thereon for filing with bankruptcy court.	1.40	91.00	TMD
Mar-08-02	Call to Traci Molter to advise no order entered at this time; pulled docket for	0.40	6.00	TMD

verification.

Apr-02-02	Fax to Traci Molter re Order.	0.20	3.00	TMD
Apr-30-02	Fax to Traci Molter.	0.20	3.00	TMD
May-21-02	Letter to Richard Laminack re check on the Order approving compromise and settlement.	0.40	6.00	TMD
Jun-26-02	Fax to Traci Molter re changes to draft of application for compensation.	0.20	3.00	TMD
Jul-08-02	Fax to Roger Martin, CPA, re Debtors 2001 Tax Returns.	0.20	3.00	TMD
Jul-26-02	Draft changes to application for compensation for filing with court.	0.50	32.50	TMD
Aug-16-02	Letter to court requesting claims file.	0.20	3.00	TMD
Aug-26-02	Letter to court returning claims file; copies made; claims file created for trustee review; claims entered in bankruptcy system with claim classes and transaction codes.	0.70	10.50	TMD
Aug-26-02	Draft Affidavit for employing accountant, for filing Application with court; send to accountant for execution.	0.50	32.50	TMD
Aug-26-02	Fax and cover sheet to Richard Laminack's office (Gaye Hammond).	0.20	3.00	TMD
Aug-26-02	Fax and cover sheet to Traci Molter.	0.20	3.00	TMD
Aug-27-02	Call from Traci Molter of Richard Laminack's office, advising draft and figures of fee app is acceptable for filing with court; and discussed Debtor.	0.20	3.00	TMD
ug-27-02	Call to Emma Hector to advise we are filing Fee App tomorrow; she had questions about the claims filed in her case. Will mail DJG information regarding insurance she had on her Discover Card (aka OSI Funding Claim) which was supposed to pay off the credit card when Ms. Hector became disabled.	0.20	3.00	TMD
Aug-27-02	Correspondence with CPA, Roger Martin, re: debtors schedules for his review.	0.50	7.50	TMD

Aug-27-02	Additional correspondence with CPA with copies of Form 1 and 2 for his review.	0.50	7.50	TMD
Aug-29-02	Draft Application for Compensation and Reimbursement of Expenses for Special Counsel; Exhibits and Matrix; and Order thereon for filing with the court.	1.60	104.00	TMD
Sep-02-02	Draft Trustee's Application to Employ Accountant, James P. Smith; Affidavit; and Order thereon for filing with the court.	1.00	65.00	TMD
Sep-09-02	Telephone call from Ms. Hector wanting me to explain when and how much money she will get from her settlement; and explain the recent filing of Application to Compensate Richard Laminack, filed on 9/3/02; and asking about what to do with Discover Card Insurance, and I advised her to contact her Bankruptcy Attorney; She wants the Discover paperwork returned to her so that she can consult Barron.	0.30	4.50	TMD
Sep-09-02	Letter to debtor to reiterate our phone conversation; and mail credit card insurance information back to debtor.	0.30	4.50	TMD
Sep-27-02	Call to Gaye Hammond re: new expense summary sheet.	0.30	4.50	TMD
Sep-30-02	Draft Motion to approve Phen-Fen Claim with American Home Products; and Order thereon for filing with the court.	1.40	91.00	TMD
Oct-08-02	Draft Supplemental Application for Compensation and Reimbursement of Expenses to Richard Laminack; Exhibits; Matrix; and Order thereon for filing with the court.	1.40	91.00	TMD
Oct-09-02	Draft Trustee's Withdrawal of Supplemental Motion to Approve Settlement and Compromise Controversy with American Home Products which was mailed to court on October 1st; copies of Motion and Order thereon for filing with the court.	0.90	58.50	TMD

Oct-18-02	Call from Emma Hector, asking how her case is coming along, asking how soon we will pay Traci Molter, telling me she's been talking to another attorney who will take her case after she pays off Traci Molter. Told her I am not an attorney, and cannot advise her legally. Told her we are waiting on Order from the Judge.	0.20	3.00	TMD
Oct-31-02	Pull court docket for copy of Order on Approving Compromise and Settlement, which was filed on the 26th.	0.10	1.50	TMD
Nov-18-02	Open Financial File.	0.40	6.00	TMD
Nov-20-02	Letter to Richard Laminack re check for compensation of attorney fees and expenses.	0.30	4.50	TMD
Dec-04-02	Call from debtor re questions about her claim.	0.30	4.50	TMD
Dec-05-02	Conference call with accountant re CPA has debtor's personal tax returns and re filing of estate tax returns.	0.30	4.50	TMD
Dec-05-02	Call from Traci Molter; she said no other monies coming in, all settled.	0.30	4.50	TMD
Jan-16-03	Correspondence with accountant re application to pay accountant and requesting his fee sheet.	0.20	3.00	TMD
Jan-19-03	Tax Returns mailed to IRS; tax return file created for record keeping.	0.30	4.50	TMD
Feb-12-03	Mail Motion For Allowance of Compensation to Accountants; and copies.	0.40	6.00	TMD
Feb-12-03	Draft Motion For Allowance of Compensation to Accountants; and Order for filing with court.	1.00	65.00	TMD
Feb-14-03	Draft letter to court to request bill of court costs to file final report.	0.20	3.00	TMD
Feb-14-03	Call from debtor asking questions re Motion to Pay Accountant, and when case will be closed.	0.20	3.00	TMD
**Form2	3 money transfers and 3 checks written	0.90	13.50	TMD

**Form2	from bank accounts.			
	Posted Interest in Money Market Account for 11 months, and reconciled bank accounts.	2.20	33.00	TMD
**Form2	Deposit money into Money Market Account-3 deposits.	0.90	13.50	TMD
Apr 01-04	Prepare Claims, Assets, Expenses for Trustee's Final Report.	4.50	292.50	TMD
Totals			<hr/>	

**FEE SUMMARY:**

	<b>Hours</b>	<b>Rate</b>	<b>Amount</b>
Teresa M. Diez (Legal Asst)	15.80	65.00	\$1,027.00
Teresa M. Diez (Legal Asst)	14.50	15.00	\$217.50

## **RESUME OF THE PARALEGAL ASSISTANT TO THE TRUSTEE**

### **Teresa M. Diez**

Employed by the Trustee on September 17, 2001 to Present. Having 5+ years experience in Chapter 13 Trustee offices in Houston and Corpus Christi, Texas and bankruptcy law for a creditor law firm in Houston, Texas.

Her duties performed for the Trustee are as follows: the loading of information into the case management system when files are received. Setting up of files and financial files, filing, and document filing with the court. Preparing of Trustee's Report of No Distribution and various correspondence between Trustee and interested parties. Answer telephone calls regarding routine questions. Assisting with the location, collection and disposition of assets. Assisting in the collection of sale proceeds and accounts receivable. Answering questions from creditors, opening bank accounts, securing Tax Identification numbers, preparing deposits and disbursement checks, posting deposits and disbursements into the computer, reconciling monthly bank statements, verifying receipts against bank statements, organizing files in preparation of creditor meetings. Preparing objections to claims and other legal documents. Mailing notices. Preparing of Semi-Annual reports, Trustee's Final Reports, Requests for Compensation, and Trustee's Supplemental Final Reports. Assisting the Trustee with filing motions on litigation settlements and fee applications for special counsel. Filing of Motions to employ accountants, attorney's, and special counsel.

**SCHEDULE C  
EXPENSES OF ADMINISTRATION**

Case Name: **HECTOR, EMMA S.**

Case Number: **01-10439**

Description	Amount Claimed	Amount Allowed	Previously Paid	Due
1. 11 U.S.C. § 507(a)(1) Court Costs and Fees				
2. 11 U.S.C. § 503(b)(1)(A) Preservation of estate (Trustee operated Debtor's business)				
Other Chapter 7 Administrative Expenses	\$0.00	\$0.00	\$21,876.00	\$0.00
3. 11 U.S.C. § 503(b)(1)(B),(C) Post Petition taxes and related penalties				
4. 11 U.S.C. § 503(b)(2) Compensation and Reimbursement				
Special Counsel for Trustee Expenses	\$0.00	\$0.00	\$1,612.93	\$0.00
Special Counsel for Trustee Fees	\$0.00	\$0.00	\$19,572.16	\$0.00
Accountant for Trustee Fees (Other Firm)	\$1,079.25	\$1,079.25	\$1,079.25	\$0.00
Trustee Compensation	\$6,732.65	\$0.00	\$0.00	\$6,732.65
Trustee Expenses	\$1,765.81	\$1,765.81	\$0.00	\$1,765.81
5. U.S. Trustee Fees				
6. Other (list)				
<b>Totals</b>	<b>\$9,577.71</b>	<b>\$2,845.06</b>	<b>\$44,140.34</b>	<b>\$8,498.46</b>

Priority Claims are listed in Schedule E \_\_\_\_\_

There are no Priority Claims \_\_\_\_\_

  X



**SCHEDULE D**  
**SECURED CLAIMS**

Case Name:     **HECTOR, EMMA S.**

Case Number:   **01-10439**

Claim No.	Claimant Name	Amount Claimed	Amount Allowed	Amount Disallowed	Previously Paid	Due
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\* = Includes Interest in amount Due

**SCHEDULE E**

**PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES  
IN THE FOLLOWING ORDER OF PRIORITY**

Case Name: **HECTOR, EMMA S.**

Case Number: **01-10439**

Priority Description	Claimant Name	Amount Claimed	Amount Allowed	Amount Paid	Due
None					

\*\*\*\*\*

Unsecured Total: \* \$17,014.26

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\* = Includes Interest in amount Due

## Eastern District of Texas Claims Register

**01-10439 Emma S. Hector**  
**Bankruptcy Judge Bill Parker**  
**Debtor Name: HECTOR,EMMA S.**

<b>Claim No: 1</b>	Creditor Name: Wachovia P.O. Box 14009 Atlanta, GA 30324	Last Date to File Claims: 07/30/2001 Last Date to File (Govt): Filing Status: Allow Docket Status: Late:
Claim Date: 05/29/2001	Amends Claim No: 0 Amended By Claim No:	Duplicates Claim No: 0 Duplicated By Claim No:
<b>Class</b>	<b>Amount Claimed</b>	<b>Amount Allowed</b>
Unsecured	\$6284.03	
Secured	\$0.00	
Priority	\$0.00	
Unknown	\$0.00	
Admin	\$0.00	
<b>Total</b>	<b>\$6284.03</b>	
Description:		
Remarks: Converted from BANCAP.		

<b>Claim No: 2</b>	Creditor Name: OSI Funding LLC - OSI Portfolio Services Bankruptcy Department P.O. Box 105460 Atlanta, GA 30348-5460	Last Date to File Claims: 07/30/2001 Last Date to File (Govt): Filing Status: Allow Docket Status: Late:
Claim Date: 07/23/2001	Amends Claim No: 0 Amended By Claim No:	Duplicates Claim No: 0 Duplicated By Claim No:
<b>Class</b>	<b>Amount Claimed</b>	<b>Amount Allowed</b>
Unsecured	\$9274.51	
Secured	\$0.00	
Priority	\$0.00	
Unknown	\$0.00	
Admin	\$0.00	
<b>Total</b>	<b>\$9274.51</b>	
Description:		
Remarks: Converted from BANCAP.		

### Claims Register Summary

**Case Name:** Emma S. Hector**Case Number:** 2001-10439**Chapter:** 7**Date Filed:** 03/06/2001**Total Number Of Claims:** 2

	Total Amount Claimed	Total Amount Allowed
Unsecured	\$15558.54	
Secured	\$0.00	
Priority	\$0.00	
Unknown	\$0.00	
Administrative	\$0.00	
<b>Total</b>	<b>\$15558.54</b>	

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PACER Service Center			
Transaction Receipt			
04/08/2003 15:41:44			
PACER Login:	rb0382	Client Code:	
Description:	SearchClaims	Case Number:	01-10439
Billable Pages:	1	Cost:	0.07

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE Eastern District of Texas  
Beaumont Division**

**IN RE:**

**HECTOR, EMMA S.**

**DEBTOR**

§  
§  
§  
§  
§  
§

**CASE NO. 01-10439**

**CHAPTER 7**

**TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTION**

The undersigned Trustee of the bankruptcy estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distribution.

1. Court has entered Orders which have become final, and which dispose of all objections to proofs of claim, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The Trustee proposes the following final distribution of the funds of the bankruptcy estate, and will make the distribution unless written objection thereto is filed with the Court and served upon the Trustee and upon The States Trustee.

1. Balance on Hand		\$28,466.53
2. Administrative Expenses to Be Paid Includes Trustee Fee & Expense	\$8,498.46	
3. Secured Claims To Be Paid	\$0.00	
4. Priority Claims To Be Paid	\$0.00	
5. Unsecured Claims To Be Paid	\$17,014.26	
6. Other Distributions To Be Paid	\$2,953.81	
7. Total Distributions To Be Made (Sum of Lines 2 through 6)		\$28,466.53
8. Zero Balance After All Distributions (Line 1 less Line 7)		\$0.00

\*See attached schedule of payees and amounts

  
Daniel Jacob Goldberg, Trustee

### **COMPUTING TRUSTEE'S COMMISSION WHEN A SURPLUS IS RETURNED TO DEBTOR**

In calculating the trustee's maximum compensation for those cases in which surplus is returned to the debtor, the amount of the surplus must be excluded from the base figure to which the allowable percentage rate is applied. Refer to 11 U.S.C. §326(a) which specifically excludes monies turned over to the debtor from being used as an element in the calculation of the maximum amount of compensation to which a trustee is entitled.

X= Trustee's Compensation (maximum possible)

Y= Costs of Administration (less trustee's maximum compensation) + amount paid or payable to creditors and others (except the debtor) (Includes trustee's expenses)

= **\$62,920.41**

S= Surplus to be returned to debtor

$$\begin{array}{l} \text{When Y is over \$44,250.00} \\ \text{but not more then \$946,750.00 :} \end{array} \quad X = \frac{5,750 + .05(Y - 50,000)}{0.95}$$
$$= \mathbf{\$6,732.65}$$

Once the maximum amount of the trustee's compensation has been calculated, add this to the expenses of administration and other disbursements. Subtract this amount from the total estate monies available to determine the surplus to be returned to the debtor.

$$\begin{array}{l} S = \text{Total monies} - (X + Y) \\ = \$72,606.87 - (\$6,732.65 + \$62,920.41) \\ = \mathbf{\$2,953.81} \end{array}$$

# PROPOSED CLAIM DISTRIBUTION REPORT

Page No: 1

Trustee Name: Daniel Jacob Goldberg  
Case Number: 01-10439  
Case Name: HECTOR, EMMA S.  
Claims Bar Date: 07/30/2001

Distribution Date: 04/11/2003  
Distribution Amt: \$28466.53  
Tax ID: 76-6177473  
Date: 7/7/2003

Claim No.	Creditor Name:	Claim Date:	Claim Class	Transaction Category	Proposed Distribution					
					Amount Allowed	Gross Amount	Deduction	Net Paid	Percentage	Interest
2	DANIEL JACOB GOLDBERG 2 Riverway, Ste 700 Houston TX 77056-1912	04/11/2003	507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE COMPENSATION	2100-000	\$0.00	\$6732.65	\$0.00	\$6732.65	100.00%	\$0.00
					Notes:					
2	DANIEL J. GOLDBERG 2 Riverway Suite 700 Houston TX 77056	04/03/2003	507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE EXPENSES	2200-000	\$1765.81	\$1765.81	\$0.00	\$1765.81	100.00%	\$0.00
					Notes:					
1	OSI FUNDING, L.L.C. OSI PORTFOLIO SERVICES BANKRUPTCY DEPT. PO BOX 105460 ATLANTA GA 30348	07/23/2001	UNSECURED	7100-000	\$9274.51	\$9274.51	\$0.00	\$9274.51	100.00%	\$867.76
Notes: ACCCOUNT #3950352033 (Original Creditor: Greenwood Trust Co.; Orig Acct #6011008630512702)										
Excess Funds back to Debtor.										
2	THE FIRST NATIONAL BANK OF ATLANTA C/O WACHOVIA BANK CARD SERVICES PO BOX 14009 ATLANTA GA 30324	05/29/2001	UNSECURED	7100-900	\$6284.03	\$6284.03	\$0.00	\$6284.03	100.00%	\$587.96
Notes: ACCCOUNT #4325150289235353										
Excess Funds to debtor.										

Emma Hector

Excess Funds

\$2,953.81

IN RE: EMMA HECTOR / BANKRUPTCY CASE: 01-10439  
/   
/ CHAPTER 7

By: \_\_\_\_\_  
Deputy Clerk



# PROPOSED CLAIM DISTRIBUTION REPORT

Trustee Name: Daniel Jacob Goldberg  
 Case Number: 01-10439  
 Case Name: HECTOR, EMMA S.  
 Claims Bar Date: 07/30/2001

Distribution Date: 04/11/2003  
 Distribution Amt: \$28466.53  
 Tax ID: 76-6177473  
 Date: 7/7/2003

Claim No	Creditor Name:	Claim Date:	Claim Class	Transaction Category	Amount Allowed	Gross Amount	Deduction	Net Paid	Percentage	Interest
	DANIEL JACOB GOLDBERG	04/11/2003	507(a) 1 -- 503(b)	2100-000	\$0.00	\$6732.65	\$0.00	\$6732.65	100.00%	\$0.00
	2 Riverway, Ste 700		ADMINISTRATIVE --							
	Houston TX 77056-1912		TRUSTEE							
Notes: COMPENSATION										
	DANIEL J. GOLDBERG	04/03/2003	507(a) 1 -- 503(b)	2200-000	\$1765.81	\$1765.81	\$0.00	\$1765.81	100.00%	\$0.00
	2 Riverway		ADMINISTRATIVE --							
	Suite 700		TRUSTEE EXPENSES							
1	Houston TX 77056									
	OSI FUNDING, L.L.C.	07/23/2001	UNSECURED	7100-000	\$9274.51	\$9274.51	\$0.00	\$9274.51	100.00%	\$867.76
	OSI PORTFOLIO SERVICES									
	BANKRUPTCY DEPT.									
	PO BOX 105460									
	ATLANTA GA 30348									
Notes: ACCOUNT #3950352033 (Original Creditor: Greenwood Trust Co.; Orig Acct #6011008630512702) Excess Funds back to Debtor.										
2	THE FIRST NATIONAL BANK OF	05/29/2001	UNSECURED	7100-900	\$6284.03	\$6284.03	\$0.00	\$6284.03	100.00%	\$587.96
	ATLANTA									
	C/O WACHOVIA BANK CARD									
	SERVICES									
	PO BOX 14009									
	ATLANTA GA 30324									
Notes: ACCOUNT #4325150289235353 Excess Funds to Debtor.										

Emma Hector

Excess Funds

\$2,953.81